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UNITED STATES DISTRICT COURT
DISTRICT OF MONTANA
MISSOULA DIVISION

TANYA GERSH,

Plaintiff,

vs.

ANDREW ANGLIN,

Defendant

and

STATE OF MONTANA,

Intervenor.

Case No.: 9:17-cv-00050-DLC-JCL

**NOTICE OF PARTIES'
CONTINUED NEGOTIATIONS
AND UPDATE TO DOCKET
NUMBER 164 REGARDING THE
PARTIES' JOINT STIPULATIONS**

COMES NOW, Plaintiff, TANYA GERSH, and Defendant, ANDREW ANGLIN (the “Parties”), by and through their undersigned counsel, and notify the Court of their continuing effort to reach agreement with respect to one of the items listed in their Joint Stipulations, Agreements And Report On The Parties’ Motions For Protective Orders And Motions To Compel, Dkt. No. 164, (“Joint Stipulations”) by the deadline agreed upon. The Parties’ lawyers are making significant progress and are hopeful they will obtain client consent soon, and therefore have agreed to seek another week’s time to reach agreement. Accordingly, the Parties agree to continue their good faith negotiations and to amend their Joint Stipulation, 3(I)-(K), with the underlined dates, as follows:

- I. With respect to Requests Nos. 5, 10, 89-105 and Interrogatory 10,¹ the Parties agreed to consider whether to stipulate to an amount for Actual Damages in exchange for:
 - i. Plaintiff agreeing to withdraw Requests Nos. 5, 10, 89-105;
 - ii. Defendant agreeing to withdraw all discovery requests for information concerning Plaintiff’s psychological, medical and healthcare information, and

¹ Based on these Stipulations regarding Defendant’s financials, the Parties seek to include in this provision the response to Interrogatory 10 as ruled on by the Court, Dkt. No. 131 at 27 and Dkt. No. 160 at 2 (*i.e.*, a copy of Defendant’s current financial statement of his current net worth).

iii. Defendant agreeing to seek no additional discovery and evidence concerning Plaintiff's psychological, medical and healthcare information.

J. The Parties agreed to provide each other with their positions on Stipulation 3(I), as set forth herein, by April 12, 2019.

K. If the Parties do not agree to Stipulation 3(I), Defendant agreed to withdraw his objections to Requests Nos. 89-105 and to supplement his responses by April 19, 2019.

Dated April 5, 2019.

Respectfully submitted,

/s/ David Dinielli

On behalf of all attorneys for Plaintiff.

/s/ Marc Randazza

On behalf of all attorneys for Defendant.

CERTIFICATE OF SERVICE

I hereby certify that on this date the foregoing document was filed through the Court's CM/ECF filing system, and by virtue of this filing notice will be sent electronically to all counsel of record, including:

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on this April 5, 2019.

/s/ David Dinielli

Attorney for Plaintiff Tanya Gersh
on behalf of all Attorneys for Plaintiff